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6 IN THE UNITED STATES BANKRUPTCY COURT

7 FOR THE DISTRICT OF ARIZONA

8 In re: }
9 ELIAS Y. FREIJ and } Case No. 4:12-bk-10829-EWH
10 OBDULIA M. FREIJ, }
11 Debtors. } (Chapter 11)

12 NATIONSTAR MORTGAGE, LLC, }
13 }
14 Movant, }
15 v. }
16 ELIAS Y. FREIJ and }
17 OBDULIA M. FREIJ, } [RE: 1468 E. Wedwick Street, Tucson, AZ
18 } 85706]
19 Respondent. }
20 }

**RESPONSE IN OPPOSITION TO MOTION
FOR RELIEF FROM THE AUTOMATIC
STAY**

21 COME NOW, Debtors, Debtors in Possession, Elias Y. Freij and Obdulia M. Freij, (“Debtors”),
22 by and through counsel undersigned and file this response in opposition to the *Motion for Relief From*
23 *the Automatic Stay* (the “Motion”) filed by Nationstar Mortgage, LLC (“Movant”). In support of the
24 response, Debtors allege as follows:

- 25 1. Debtors filed their voluntary Chapter 11 petition on May 16, 2012 (the “Filing”).
- 26 2. The real property at issue is a single family residence located at 1468 E. Wedwick
27 Street, Tucson, AZ 85706 (the “Property”).
- 28 3. A hearing on Debtors’ Motion for Valuation is scheduled before this Court on

October 15, 2012.

4. Movant's Motion is premature, as valuation is determinative of many of the issues set forth in the Motion.

5. The Property is necessary to an effective reorganization as it provides significant rental income to the Debtors.

6. The Property is insured and is being maintained.

WHEREFORE, Debtors move this Honorable Court for an Order denying the relief requested by Movant and for such other and further relief as the Court deems just and proper.

DATED October 11, 2012.

LAW OFFICES OF
ERIC SLOCUM SPARKS, P.C.

/s/ Sparks #11726
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COPIES of the foregoing
mailed October 11, 2012
to:

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